DCW

UNITED	S	TAT	'ES	DIS	TRI	CT	COU	RT
EASTERN	1	DIS	TR.	ICT	OF	NEW	YO	RK

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UNITED STATES OF AMERICA

- against -

(21 U.S.C. §§ 952(a) and 960)

AFFIDAVIT

SUPPLEMENTAL

09-M-1117

ALFRED G. DIAZ,

Defendant.

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EASTERN DISTRICT OF NEW YORK, SS:

CHRISTOPHER McKELVY, being duly sworn, deposes and states that he is a Special Agent with United States Immigration and Customs Enforcement ("ICE"), duly appointed according to law and acting as such. This affidavit is submitted to supplement the complaint filed in this matter on November 12, 2009.

Commencing on or about November 12, 2009, the defendant ALFRED G. DIAZ passed a total of 41 pellets with a total gross weight of approximately 534.3 grams of cocaine.

WHEREFORE, your deponent respectfully requests that the defendant ALFRED G. DIAZ be dealt with according to law.

CHRISTOPHER MCKELVY

Special Agent

Immigration and Customs

Enforcement

Sworn to before me this 14<sup>th</sup> day of November, 2009